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PATENT APPLICATION

ATTORNEY DOCKET NO. 10012439-2

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Carbone, et al.

Confirmation No.: 1778

Application No.: 10/658,510

Examiner: Robert R. Raevs

Filing Date: Sept. 8, 2003

Group Art Unit: 2856

Title: METHODS FOR SAMPLING AND TESTING DATA CENTERS FOR METALLIC PARTICULATES

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

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RESPONSIVE TO A DOUBLE PATENTING REJECTION

Sir:

Petitioner, Hewlett-Packard Development Company, L.P. is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Patent No. 6,651,521 to Hewlett-Packard Development Company, L.P. which issued on Nov 25, 2003 and is commonly owned by Petitioner. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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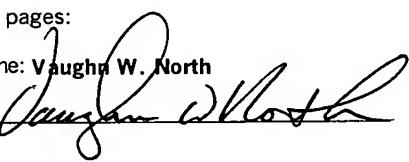
Please charge the required fee set forth in 37 CFR 1.20(d) of \$110.00 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

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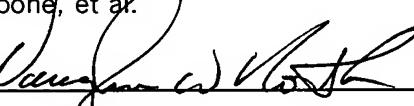
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Signature: 

Respectfully submitted,

Carbone, et al.

By


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